Ch. 152 (1) (4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

MISC. APPEAL (C) NO. 371 OF 2006 Single Bench

APPELLANT : 1. Sonu Mahajan D/o. Shri Jagjeet Singh aged about 23 years, by caste – Punjabi r/o. Hatkeshwar Ward Dhamtari Tahsil and Distt.- Dhamtari (C.G.)

Claimant

VERSUS

RESPONDENTS. 1. Rajkumar S/o Krishna Ram Patel r/o. Ashok Nagar Gudiyari, Raipur Tahsil & Distt.- Raipur (C.G.).

2. Gopi Chand Chhelani S/o. Vishanu Ram Chhelani, r/o. Janta Colony Gudiyari, Raipur , Tahsil & Distt.- Raipur (C.G.).

3. The New India Insurance Company, Ltd. Thakkar Bhawan G .E. Raod Bhilai, Distt.- Durg (CG).

P.R. No. 3233/06 Presented by Sunil Sahu dated 18/9/06

MEMO RANDUM OF MISC APPEAL UNDER SECTION 173 OF MOTOR VEHICLES ACT

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.A.C. 371 05 **सन् 2006** (24)

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	15.11.2006 Shri Sunil Sahu, counsel for the appellant. Learned counsel for the appellant presses this appeal only on the ground that the amount of Rs. 6,000/- awarded by the learned M.A.C.T. for the damages sustained to the jeep was inadequate. However, learned counsel for the appellant admitted that neither the evidence of the mechanic who had repaired the jeep was adduced before the learned M.A.C.T. nor did the claimant file any bills for expenses incurred in getting the vehicle repaired. He also admitted that the policy of the Insurance was also not filed before the learned M.A.C.T. The learned M.A.C.T. in the above situation awarded a sum of Rs. 6,000/- which was the maximum limit under Section 147 (2) (B) of the Motor Vehicles Act. In view of the above fact situation, the compensation awarded by the learned M.A.C.T. cannot be faulted with. The appeal being devoid of merit, is dismissed at the stage of admission. **Sd-/** **Dilip Raosaheb Deshmukh** **Judge**	

P.T.O.

21.11.06